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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL RICHARD LYNCH and
STEPHEN KEITH CHAMBERLAIN,

Defendants.

Case No.: 3:18-cr-00577-CRB
Judge: Hon. Charles Breyer

**DEFENDANT LYNCH'S MOTION FOR
ADMINISTRATIVE RELIEF TO EXCEED
PAGE LIMITATIONS FOR HIS MOTIONS
TO DISMISS (1) COUNTS ONE THROUGH
SIXTEEN OF THE SUPERSEDING
INDICTMENT AND (2) COUNT
SEVENTEEN OF THE SUPERSEDING
INDICTMENT**

Pursuant to Rule I.C of the Court's General Standing Order for Civil and Criminal Cases, Defendant Lynch moves for leave to exceed the fifteen-page limit for his two memoranda of points and authorities in support of (1) his Motion to Dismiss Counts One through Sixteen of the Superseding Indictment and (2) his Motion to Dismiss Count Seventeen of the Superseding Indictment (together, the "Motions"). Dr. Lynch seeks to file a memorandum of points and authorities of up to twenty-five pages in length in support of each of the Motions. Before filing

1 this motion, Defendant Dr. Lynch conferred with the government. The government consents to
2 this request.

3 Counts One through Fifteen of the Superseding Indictment (ECF No. 21) allege a vast and
4 complex wire fraud scheme spanning nearly three years based on allegations of accounting fraud
5 designed to artificially inflate the revenues of UK-based Autonomy and aimed at shareholders of
6 Autonomy and also at potential purchasers of Autonomy, including HP. The allegations
7 encompass potentially hundreds of transactions. Count Sixteen alleges a separate conspiracy to
8 defraud purchasers of HP following the announcement of its intention to acquire Autonomy. An
9 additional ten pages will allow Dr. Lynch to present several legal grounds for dismissing these
10 allegations, each of which rests on different legal theories and is supported by different legal
11 analyses.

12 Count Seventeen of the Superseding Indictment alleges a sprawling conspiracy under 18
13 U.S.C. § 371, spanning over seven years and involving seventeen enumerated overt acts that
14 allegedly furthered a conspiracy to commit four separate criminal objects: circumventing the
15 internal accounting controls of an issuer in violation of 15 U.S.C. § 78m; tampering with witnesses,
16 victims, and informants in violation of 18 U.S.C. § 1512; obstructing proceedings in violation of
17 18 U.S.C. § 1505; and engaging in monetary transactions in violation of 18 U.S.C. § 1957. An
18 additional ten pages will allow Dr. Lynch to adequately address the extensive and complex
19 allegations in Count Seventeen.

20 Accordingly, Dr. Lynch respectfully requests an order from the Court permitting Dr. Lynch
21 to file memoranda of points and authorities of up to twenty-five pages in length, exclusive of the
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1 table of contents, table of authorities, caption page, signature block, declaration(s), and exhibit(s),
2 in support of the Motions.

3
4 Dated: September 28, 2023

5 Respectfully submitted,

6 /s/ Jonathan Baum

7 Jonathan M. Baum (SBN: 303469)

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